

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: **CHRISTY A. CARR, L.P.N.**
License Number: 0002-091931
Case Number: 172125

RATIFICATION AND ORDER

On January 25, 2017, a panel of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Christy A. Carr, L.P.N., was not present nor was she represented by legal counsel.

In consideration whereof, the Board of Nursing ACCEPTS the attached Recommended Findings of Fact and Conclusions of Law of the Agency Subordinate and ADOPTS the Recommended Order in its entirety.

Pursuant to Virginia Code § 54.1-2400.2, the signed original of this Order shall remain in the custody of the Department of Health Professions as a public record, and shall be made available for public inspection and copying upon request.

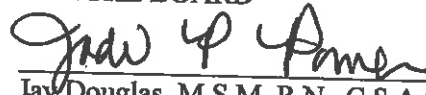
Pursuant to Virginia Code § 54.1-2400.2(K), the Board considered whether to disclose or not disclose Ms. Carr's health records or health services.

Pursuant to Virginia Code § 54.1-2400(10), Ms. Carr may, not later than 5:00 p.m., on March 7, 2017, notify Jay Douglas, M.S.M, R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in writing that she desires a formal administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.

Certified True Copy

By 
Virginia Board of Nursing

FOR THE BOARD


Jay Douglas, M.S.M, R.N., C.S.A.C., F.R.E.
Executive Director
Virginia Board of Nursing

ENTERED AND MAILED ON:

February 2, 2017

This Order shall become final on March 7, 2017, unless a request for a formal administrative hearing is received as described above.

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: CHRISTY A. CARR, L.P.N.
License Number: 0002-091931
Case Number: 172125

REPORT AND RECOMMENDATION OF AGENCY SUBORDINATE

Jurisdiction and Procedural History

Pursuant to Virginia Code §§ 2.2-4019 and 54.1-2400(10), Allison Gregory, M.S., R.N, F.N.P., B.C., serving as Agency Subordinate of the Virginia Board of Nursing ("Board"), held an informal conference on December 15, 2016 in Henrico County, Virginia, to inquire into evidence that Christy A. Carr, L.P.N., may have violated certain laws and regulations governing the practice of practical nursing in the Commonwealth of Virginia.

Ms. Carr appeared at this proceeding and was not represented by legal counsel.

Upon consideration of the evidence, the Agency Subordinate makes the following Findings of Fact and Conclusions of Law and recommends that the Board adopt the following Order.

Notice

By letter dated November 10, 2016, the Board sent a Notice of Informal Conference ("Notice") to Ms. Carr notifying her that an informal conference would be held on December 15, 2016. The Notice was sent by certified and first class mail to the legal address of record on file with the Board.

Recommended Findings of Fact and Conclusions of Law

1. Christy A. Carr, L.P.N., was issued License Number 0002-091931 to practice practical nursing on January 20, 2015, which is scheduled to expire on May 31, 2018. At all times relevant to the findings herein, said license was in full force and effect. Her primary state of residence is Virginia.

2. Ms. Carr violated Virginia Code § 54.1-3007 (6) in that she is unsafe to practice due to mental illness and substance abuse, as evidenced by the following:

a. On February 1, 2016 Ms. Carr presented to Centra Health, Virginia Baptist Hospital, Lynchburg, Virginia ("VBH"), with symptoms of depression and anxiety and suicidal ideations with a plan to overdose on insulin. She was admitted to the Mundy-3 unit for safety and stability and diagnosed with mood disorder, not otherwise specified.

b. A drug screen performed on Ms. Carr upon admission to VBH was positive for THC. Ms. Carr stated at the informal conference that the last time she used marijuana was in February 2016. She stated that she used marijuana often from December 2015 through February 2016, to alleviate pain resulting from a motor vehicle accident.

c. Ms. Carr stated at the informal conference that she sees a mental health care provider for medication management and a mental health counselor every three months.

d. On September 25, 2014, Ms. Carr was convicted of misdemeanor driving while intoxicated in the General District Court of the City of Lynchburg, Virginia.

e. On June 21, 2012, Ms. Carr was convicted of misdemeanor driving while intoxicated in the General District Court of Amherst County, Virginia.

3. Correspondence from the Central Virginia Alcohol Safety Action Program submitted to the Board on December 12, 2016, confirmed Ms. Carr's completion of the requirements of the program for the Amherst County and Lynchburg General District Court referrals.

4. In letters submitted to the Board on December 12, 2016, Ms. Carr's mental health provider and counselor stated that with strict adherence to her current medication regimen, she would be able to work with patients without oversight or concern.

5. Ms. Carr stated at the informal conference that she is currently employed with Lynchburg Health and Rehabilitation Center, Lynchburg, Virginia (“LHRC”). Ms. Carr stated that she has received an offer for a full-time L.P.N. position at Wall Residences, Floyd, Virginia, to begin in January, 2017. She plans to also continue working for LHRC on a part-time basis.

Pursuant to Virginia Code § 54.1-2400.2(K), the Board considered whether to disclose or not disclose Ms. Carr’s health records or health services.

Recommended Order

Based on the foregoing Findings of Fact and Conclusions of Law, the Agency Subordinate recommends that the Board issue an Order as follows:

1. The Board shall TAKE NO ACTION at this time, contingent upon Ms. Carr’s compliance with the following terms and conditions:
 - a. Christy A. Carr, L.P.N., shall enter into the Virginia Health Practitioners’ Monitoring Program (“HPMP”) and shall provide to the Board proof of entry into a Contract with the HPMP within 60 days of the date this Order is entered. Thereafter, Ms. Carr shall comply with all terms and conditions of the HPMP for the period specified by the HPMP.
 - b. Upon receipt of evidence of Ms. Carr’s participation in and successful completion of the terms specified by the HPMP, the Board, at its discretion, may waive Ms. Carr’s appearance before the Board and conduct an administrative review of this matter, at which time she may be issued an unrestricted license.
 - c. This Order is applicable to Ms. Carr’s multistate licensure privileges, if any, to practice practical nursing in the Commonwealth of Virginia. For the duration of this Order, Ms. Carr shall not work outside of the Commonwealth of Virginia pursuant to a multistate licensure privilege without the written permission of the Virginia Board of Nursing and the Board of Nursing in the party


state where she seeks to work. Any requests for out of state employment should be directed, in writing, to the Executive Director of the Board.

d. Failure to comply with the terms and conditions of this Order shall constitute grounds for an administrative proceeding before the Board.

2. Christy A. Carr, L.P.N., shall comply with all laws and regulations governing the practice of practical nursing in the Commonwealth of Virginia.

Reviewed and approved on January 16, 2017
By Allison Gregory, M.S., R.N, F.N.P.-B.C.
Agency Subordinate

Certified True Copy

By 
Virginia Board of Nursing